IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14629 of 2004

Between:

K.Thrimurthulu, S/o.Gurumurthulu, 48 years,
Occu: Painter, Production/E.M. Department, BHEL,
R/o.MIG.988, Bharat Heavy Electricals Ltd.,
Ramachandrapuram, Hyderabad-32.

..... PETITIONER

AND

Additional General Manager/HR, Human Resource
Management, Bharat Heavy Electricals Ltd. (BHEL),
Ramachandrapuram, Hyderabad-32.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction, declaring the orders of the respondent herein passed in Ref.No.HR/C2/ 1877127/04 Human Resources Management dt. 11-08-2004 as illegal and arbitrary and consequently set aside the same.

Counsel for the Petitioner: MR.NOUSHAD ALI

Counsel for the Respondent: Mr. S.V.Bhatt, Standing Counsel for B.H.E.L.

The Court at the stage of admission made the following :

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THE HONOURABLE DR.JUSTICE G.YETHIRAJULU

WRIT PETITION No.14629 OF 2004

ORDER:

The petitioner was removed from service through the impugned order dated 11.08.2004 on the ground that the social status certificate, on the basis of which the petitioner obtained the employment, was cancelled by the District Collector on 29.07.2004.

2. The learned counsel for the petitioner represented that against the order of the District Collector, an appeal was preferred before the Government of Andhra Pradesh on 04.08.2004 and the order of the District Collector was suspended through Memo. No.8100/CV2/2004-1, dated 11.08.2004.

3. Since the order of the District Collector cancelling the social status certificate of the petitioner is stayed by the Government, it would be appropriate to consider the request of the petitioner to allow him to continue to work till the Government passes the order on the appeal preferred by him.

4. The Writ Petition is accordingly disposed of, directing that the petitioner shall be continued in service till the Government passes the order in the appeal preferred by the petitioner on 04.08.2004 or in the interlocutory application filed in the appeal whichever is earlier and subject to production of the copy of the stay order granted by the Government. No order as to costs.

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Dr.G.YETHIRAJULU, J

Date:16th September, 2004.

cs

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To
1.The Additional General Manager/HR, Human Resource Management, Bharat Heavy Electricals Ltd. (BHEL), Ramachandrapuram, Hyderabad.32.
2. Two C.D. copies.